

REMARKS

Claims 1 through 9 were pending in the application. By this amendment, Applicants have amended several claims, and added new claims, without introducing new matter. Claims 1 through 16 are now pending.

Drawings

Applicants note with appreciation the Examiner's indication that under 37 CFR 1.83(a) the drawings must show every feature of the invention specified in the claims. Accordingly, Applicants include herewith new drawing figures showing the supporting members forming an elliptical and a substantially circular shape. These correspond to new Figs. 6 and 7. Furthermore, new Figs. 8 and 9 have been added to show alternative embodiments taking the form of a chair and table (or stool, depending on scale), respectively, as set out in new claims 11 and 12.

The drawings have also been amended to include reference numerals, where like reference numerals indicate like elements throughout the drawing figures. The specification has been amended in accordance with this numbering scheme, and to make reference to the new drawing figures as required. New formal drawings will be prepared and filed after the Examiner's approval and upon Notice of Allowance, but in any event, prior to the payment of the issue fee.

Claim Rejections

Claims 1-7 stand rejected under 35 U.S.C. §102 (b) as being anticipated by U.S. Patent No. 4,235,473 (Aginar). Claims 8-9 stand rejected under 35 U.S.C. §103 as obvious in light of Aginar '473. Applicants respectfully submit that Aginar '473 neither anticipates nor renders obvious the claimed invention.

It is well settled that to sustain a 35 U.S.C. §102 rejection, each and every element of the claims must be taught by the prior art. Applicants respectfully submit that Aginar '473 does not teach or even suggest every element of the claimed invention.

Independent claim 1 has been amended to clarify that the “at least one functional surface” of each of the plurality of rib units performs the same function in each rib unit and in the composite perform that function in the furniture piece. In the context of the bench seat disclosed in the original figures, the term functional surface is defined as either the seating surface or the back support surface. Outside the context of benches, this surface could be a tabletop, or other surface. Importantly, where there is more than one functional surface, each rib unit contains each of the more than one functional surfaces, such that in the composite, each results in a corresponding composite functional surface in the furniture piece.

Aginar '473 teaches furniture created out of a plurality of rib units. However, close inspection indicates that two dissimilar rib units are used alternately to create the furniture. A first unit, seen in the left most portion of Fig. 8, defines a rear leg and a first functional

surface, a seating surface. Second unit defines a front leg and a second functional surface, a back supporting surface. The first and second units alternate, to form a chair, or if extended, a bench. In the embodiment of Fig. 10, it appears that only the outer-most rib units contain the supporting members 74. Accordingly, each embodiment of Aginar '473 does not teach or suggest the claimed invention. Specifically, a rib unit furniture construction having a composite functional surface defined by a complementary functional surface of each rib unit is simply not disclosed by Aginar '473. Accordingly, Aginar '473 does not, and cannot, anticipate the present claims.

Accordingly, Applicants respectfully request that the 35 U.S.C. §102 rejection of claims 1-7 be withdrawn.

Aginar '473 is again relied upon to support a 35 U.S.C. §103 obviousness rejection of claims 8 and 9, which require that the claimed furniture be made out of metal or plastic, respectively. However, given the discussion above, Aginar '473 simply does not teach or suggest the claimed invention. Accordingly, Applicants respectfully request that the 35 U.S.C. §103 rejection be withdrawn.

New claims

New claims 10 through 16 have been added without introducing new matter. The new claims have been added in order to more concretely set forth Applicants' claimed invention.

New claims 10-12 specifically set forth claims to a bench, chair, and table construction. New Figs. 8 and 9 have been added corresponding to new claims 11 and 12. No new matter has been added by the new claims or drawings. The specification clearly indicates, at page 6, lines 17-19 of the original specification, now paragraph [0022] of the substitute specification, that the rib unit construction can be used to form not only benches, but chairs, tables, and other items. Indeed, the inventors have contemplated an entire line of furniture to be made to be complementary to one another.

New claim 13 merely set forth the invention in different terms. Specifically, claim 13 sets forth the furniture, where the positioning of the support members is defined in terms of angular displacement (θ), as can clearly be recognized from the original drawings. New claim 13, clarifies that the angular displacement θ varies from rib unit to rib unit such that in the composite, a pattern emerges which is sufficient to provide support for the furniture and its potential occupants. Support for claim 13 is found in the original specification, claims, and drawings. Claims dependent from claim 13 further define the furniture piece, consistent with the claims dependent from claim 1. No new matter has been added.

Claim 16 sets forth the furniture piece as claimed in claim 1, with the exception that the spacer means are not claimed, since they are not, in fact, required to carry out the invention.

In light of the above amendments and reasoning, Applicants respectfully submit that all pending claims are now condition for allowance, ends readily distinguished over the prior part of record. Accordingly, early reconsideration allowance of all pending claims is respectfully requested.

Respectfully submitted,

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A handwritten signature in black ink, appearing to read "Michael A. Patané", is written over a horizontal line.

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Version with Markings to Show Changes to the Claims

1. (Amended) A furniture piece, which comprises:

a plurality of rib units, each of which has (i) at least one functional surface such that a composite of ~~the functional surfaces~~ each of the at least one functional surface of the plurality of rib units defines a functional surface of said furniture piece, and (ii) at least one supporting member configured according to a pattern which varies from one rib unit to another such that a composite of the supporting members provides support for said furniture piece and its occupants;

interconnecting means for securing each of the rib units to the others; and

spacer means for situating each of the rib units in a position which, when secured by the interconnecting means, is separated from each of the adjoining rib units.

6. (Amended) The invention recited in claim 1, in which the interconnecting means comprises one or more rods passing through each rib unit and said spacer means.

Please add the following new claims:

10. (New) The furniture piece according to claim 2 wherein said plurality of rib units are interconnected to define a bench.
11. (New) The furniture piece according to claim 2 wherein said plurality of rib units are interconnected to define a chair.

12. (New) The furniture piece according to claim 1 wherein said plurality of rib units are interconnected to define a table.

13. (New) A furniture piece comprising:

a plurality of interconnected rib units, each further comprising:

a first functional member defining a first functional surface for performing a first composite function for said furniture piece;

a supporting member;

wherein each supporting member of each rib unit is angularly displaced from said first functional member, independently of the remaining support members of said plurality of rib units; and

wherein said plurality of rib units are interconnected such that the independently angled support members define a pattern such that the composite of the supporting members provides support for said furniture piece and its potential occupants.

14. (New) The furniture piece according to claim 13 wherein each rib unit further comprises a second functional member defining a second functional surface for performing a second composite function for said furniture piece.

15. (New) The furniture piece according to claim 13 wherein said plurality of rib units are interconnected at spaced intervals via one or more rods passing through each of said plurality of rib units.

16. (New) A furniture piece comprising:

a plurality of interconnected rib units, each comprising:

a functional surface such that a composite of the functional surface of each of said plurality of rib units defines a functional surface of said furniture piece; and

a supporting member; and

wherein each said supporting member is configured according to a pattern, with respect to adjacent supporting members, to define a composite supporting member which provides support for said furniture piece and its potential occupants.

SUBSTITUTE SPECIFICATION - MARKED UP COPY

Background of Invention

1. Field of the Invention:

[0001] This invention relates to a piece of furniture, particularly one which is constructed out of a plurality of rib units, each rib unit having a pair of substantially parallel faces, at least one functional surface and a leg or supporting member so that, when arranged in a predetermined, face-to-face relationship and secured by means of one or more connecting rods, the functional surface of each rib unit defines a surface of a furniture piece, such as a chair or bench seat and back support, while each leg or supporting member is offset from the neighboring leg or support member according to a pattern which, when combined with the legs or supporting members of the other rib units, provides support for the entire furniture piece and its occupant.

2. Description of the Prior Art:

[0002] There are numerous methods for the construction of furniture from rigid materials, such as wood, metal or plastic, and a similar multitude of furniture pieces characteristic of each method of construction. In particular, this invention relates to a type of furniture constructed from a series of repeating rib units linked or secured by means of one or more connecting rods. Within this particular art, two prior patents may be of interest.

[0003] United States Patent Number 4,235,473 discloses an item of

furniture constructed from a series of rigid rib units and one or more connecting rods and spacers so that, when the rib units, connecting rods and spacers are arranged and secured in the correct order, the rib units form a functional surface, such as a chair seat or back, and a support structure to bear the weight of the furniture item and its occupant. The '473 patent, however, discloses only one means for providing a sufficient support structure.

According to the '473 patent, the support structure of the furniture is achieved by alternating between two or three different types of rib units, each of which has a configuration distinct from the other(s). When these two or three different types or configurations of rib units are arranged and secured in alternating fashion, the combined contributions of each type of rib unit are sufficient to support the entire weight of the chair or bench and its occupant(s). Note, however, that each of the rib units must be of sufficient width and strength, the gaps between rib units of sufficient narrowness, and the connecting rod of sufficient rigidity so that the supporting structure does not collapse when force is applied to the furniture in a direction which is both downward and perpendicular to the plane of the rib units. The '473 patent does not disclose any other means for achieving a sufficient supporting structure, such as one using narrower or more flexible rib units, a more flexible connecting rod, or only one type or configuration of rib unit.

[0004] Similarly, United States Patent Number 3,834,759 discloses an item of furniture constructed from a series of rigid rib units made of wire and one or more

connecting rods and spacers so that, when the rib units, connecting rods and spacers are arranged and secured, the rib units again form a rigid functional surface, such as a chair seat and back,,and a support structure to bear the weight of the furniture item and its occupant. The '759 patent, however, also discloses only one means for providing a sufficient structure to support the weight of the furniture item and its occupant(s). According to the '759 patent, support for the rib units is achieved by using one or more curved connecting rods. The curvature of the connecting rods places each of the rib units in a vertical plane slightly differently from any of its neighbors. When arranged in this way, the resulting structure is better enabled to support forces which are directed downwards and toward the side of the chair, since any force directed both downwards and toward the side of the chair will not collapse the structure but instead will be supported by the rib units which are not perpendicular to the sideways component of the force. In other words, the curvature of the connecting rods contributes significantly to the ability of the resulting structure to bear loads and forces when the item is used as a piece of furniture. Note, however, that, without the benefit of a curved connecting rod, the resulting structure would simply collapse when a sufficient force is applied in a direction which is both downward and toward the side of the chair, that is, perpendicular to the plane of the rib units The '759 patent does not disclose any other means for achieving a sufficient supporting structure, such as one using parallel (rather than radial) rib units.

[0005] It is an object of this invention to provide a piece of furniture

constructed of a plurality of similarly ~~configures~~ configured rib units, one or more connecting rods and means for spacing and securing the rib units along the length of the connecting rod or rods.

[0006] It is a further object of this invention to provide an improved means for supporting the weight of the piece of furniture and its occupants without the use of two or three different types of rib units and without requiring the use of curved connecting rod5.

[0007] It is a further object of this invention to provide a piece of furniture which is easily manufactured, assembled and shipped, in that the piece of furniture is constructed primarily from rib units of a similar configuration.

[0008] Other objects will become apparent from the description of this invention, as described and claimed below.

Description of the Invention

1. Brief Summary of the Invention:

[0009] The furniture piece comprises a plurality of rib units, each-rib unit having a pair of substantially parallel faces, at least one functional surface and a leg or supporting member so that, when arranged in a predetermined, face-to-face relationship and secured by means of one or more connecting rods, the functional surface of each rib unit defines a surface of a furniture piece, such as a chair or bench seat and back support,

while each leg or supporting member is offset from the neighboring leg or support member according to a pattern which, when combined with the legs or supporting members of the other rib units, provides support for the entire furniture piece and its occupant.

2. Brief Description of the Drawings

[0010] The invention will be further described in connection with the accompanying drawings, in which:

[0011] Figure 1 is a front side perspective view of a furniture piece built in accordance with the present invention;

[0012] Figure 2 is a front elevations view thereof,

[0013] Figure 3 is a left side elevational view thereof, the opposite side being a mirror image;

[0014] Figure 4 is a bottom elevations view thereof,

[0015] Figure 5 is a top elevations view thereof.

[0016] Figure 6 is a cross-sectional view taken along line 7-7 of Figure 2 of one embodiment of the invention, wherein support members define an elliptical pattern.

[0017] Figure 7 is a cross-sectional view taken along line 7-7 of Figure 2 of one embodiment of the invention, wherein support define a circular pattern.

[0018] Figure 8 is a front elevational view of a chair according to one

embodiment of the invention.

[0019] Figure 9 is a side elevational view of a table according to one
embodiment of the invention.

3. Detailed Description of the Drawings:

[0020] Before explaining the invention in detail, it is to be understood that the invention is not limited in its application to the detail of construction and arrangement of parts illustrated in the drawings, since the invention is capable of other embodiments. It is also to be understood that the phraseology or terminology employed is for the purpose of description only and not of limitation. Moreover, the exact shape of the furniture piece and components thereof shown in the accompanying drawings is for the purpose of description only and not of limitation.

[0021] Referring to the drawings in which like parts are designated by the same number throughout the various figures, Figure 1 shows a front side perspective view of a furniture piece 10 designed and constructed in accordance with the teachings of the present invention. The rib units 20 are constructed of any rigid material suitable for the purpose of making furniture, such as wood, metal or different types of plastic. The number and exact shape of the rib units 20 is not critical and is a matter of design choice. Each rib unit 20 is a substantially uniform thickness and presents two substantially parallel sides 22a, 22b, although these qualities are not critical to the

invention and are also a matter of design choice.

[0022] As shown in Figure 1 in front side perspective view and in Figure 3 in side elevational view, each rib unit 20 comprises at least one functional surface 24 and at least one supporting member 26. In the embodiment piece illustrated in these drawings, each rib unit 20 provides a seat surface 24a, a back support surface 24b, and a single supporting leg 26. The functional surfaces 24 of each of the rib units 20 are substantially identical, so that when they are secured in the proper face-to-face orientation, the functional surfaces of the combined rib units 20 define a chair seat and back support. Making the functional surfaces 24 of each of the rib units 20 substantially identical produces a furniture piece in which the functional surfaces 24 are flat in the direction perpendicular to the plane of the rib units 20, as shown in the illustrated embodiment. However, it is also possible to vary the shape of the functional surfaces 24 of each rib unit 20 slightly from one rib unit 20 to the next to produce a furniture piece 10 having a contoured or dished seating surface or back support. The exact shape of the functional surface 24 of each of the rib units 24 is not critical and is a matter of design choice. As will be apparent to one skilled in the art, the functional surface 24 of each rib unit 20 can be shaped to produce a number of furniture items, such as chairs, benches, loveseats, tables, beds and other items of furniture.

[0023] In order to maintain the individual rib units 20 in a predetermined face-to-face relationship, there are provided one or more interconnecting means 30 and a

plurality of spacer means 40. The interconnecting means 30 may be a simple rod, such as a dowel of wood, metal or plastic, passing through the individual rib units 20 and spacer means 40, in which case the rib units 20 and the spacer means 40 are provided with registered holes to admit the passage of the dowel, with the dowel being locked into position either by friction, adhesive or a conventional fastener such as nails or screws. Other interconnecting means 30 are possible, such as using one or more nuts and bolts, again passing through registered holes in the individual rib units 20 and spacer means 40. It is not necessary that the interconnecting means 30 pass through holes in the spacer means 40 but generally this is desirable for esthetic reasons. The spacer means 40 may be one or more pieces of substantially any shape and material which are of a size sufficient to be placed between each of the individual rib units 20 and keep the individual rib units 20 spaced apart when the rib units 20 are interconnected. Alternatively, the spacer means 40 may be a part of the rib unit 20 or interconnecting means 30, such as a plurality of grooves, notches or teeth situated along the length of the interconnecting means and shaped to lock each of the individual rib units 20 into a particular location along the interconnecting means. As will be apparent to one skilled in the art, a number of different means for interconnecting and spacing the individual rib units are possible using presently available methods

[0024] There is also shown in Figures 1 and 4 a supporting leg 26 for each rib unit 20. The supporting leg or member 26 associated with each rib unit 20 is offset in

position from the neighboring leg or member 26 according to a pattern which, when combined with the legs or members 26 of other rib units 20, provides support for the entire piece of furniture and its occupant. In particular, Figure 4 shows the bottom of each supporting leg or member 26 forming a curving, approximately sinusoidal pattern along the length of the furniture piece. This pattern is achieved by varying the angle formed between the supporting member 26 of each of the rib units 20 and the floor. Besides the pattern illustrated, other patterns are possible which provide the support necessary to bear the weight of the piece of furniture and its occupant(s), if any. The exact shape of the supporting legs or members 26 of each of the rib units 20 is not critical and is a matter of design choice. As will be apparent to one skilled in the art, the supporting legs or members 26 can be arranged in a number of different patterns which are suited to supporting the weight of the furniture and its occupant.

[0025] It will be apparent that the foregoing method of construction is well suited to mass production since the individual rib units of each furniture piece can be produced in large quantities and interchanged. It will also be apparent to those skilled in the art that the foregoing method of construction of a piece of furniture is well suited to producing a low volume shipping package, since the rib units can be disassembled and shipped in flat package by nesting the rib units against each other.

[0026] It is also apparent that numerous modifications of this construction technique can be employed in order to define and construct a wide variety of furniture

pieces. In particular, the furniture piece illustrated herein is a bench and has been presently solely for the purposes of exemplification. However, there are ~~numous~~ numerous other furniture items which can be constructed in accordance with the teachings of this invention, such as a chair, a table, a stool, a bed and other items, without departing from the spirit of the invention.

[0027] Although a detailed description of the invention has been provided, it is not intended that such details be limitations upon the scope of the invention. It will be obvious to those skilled in the art that various modifications and substitutions may be made without departing from the spirit and scope of the invention as set forth in the following claims.